

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DENISE WIGDAHL,

Plaintiff,

V.

CAROLYN W. COLVIN, Commissioner of
Social Security,

Defendant.

Case No. C14-1945 BHS-BAT

REPORT AND RECOMMENDATION

Having reviewed the parties' stipulated motion to remand, the Court recommends that this matter be **REVERSED** and **REMANDED** for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g), and that plaintiff be afforded reasonable attorney fees and expenses pursuant to 28 U.S.C. § 2412, and costs pursuant to 28 U.S.C. § 1920, upon proper request. **Dkt. 19.** On remand, the administrative law judge ("ALJ") should:

1. allow plaintiff to submit additional evidence and arguments;
2. hold a *de novo* hearing and issue a new decision;
3. reevaluate plaintiff's alleged impairments at steps two and three, particularly lupus;

- 1 4. reevaluate the medical opinion evidence, particularly the opinion of Paul Brown, M.D.,
- 2 Ph.D., in accordance with 20 C.F.R § 404.1527, explaining the weight given and
- 3 providing legally sufficient reasons for any medical opinion that is rejected;
- 4 5. reassess plaintiff's credibility and residual functional capacity;
- 5 6. reevaluate plaintiff's ability to perform her past relevant work, making specific findings,
- 6 explaining and resolving any conflicts, and obtaining vocational expert testimony as
- 7 needed;
- 8 7. as necessary, reevaluate plaintiff's ability to perform other work at step five, obtaining
- 9 vocational expert testimony; and
- 10 8. take any other actions necessary to develop the record.

11 A proposed order accompanies this Report and Recommendation. Because this is a
12 stipulated motion, it is ready for **immediate consideration** by the district judge.

13 DATED this 30th day of June, 2015.

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16 BRIAN A. TSUCHIDA
17 United States Magistrate Judge
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